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HOUSE BILL 546

44TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 1999

INTRODUCED BY

Dona G. Irwin

AN ACT

RELATING TO COURTS; PROVIDING FOR AN ADDITIONAL MAGISTRATE IN
SIERRA COUNTY; PROVIDING FOR APPOINTMENT AND ELECTION;
AMENDING A SECTION OF THE NMSA 1978; MAKING AN APPROPRIATION.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 35-1-30 NMSA 1978 (being Laws 1968,
Chapter 62, Section 32) is amended to read:

"35-1-30. MAGISTRATE COURT--SIERRA DISTRICT. --There
shall be [~~one magistrate~~] two magistrates in Sierra magistrate
district, with [~~a~~] divisions 1 and 2 operating as a single
court in Truth or Consequences. "

Section 2. TEMPORARY PROVISION--SIERRA COUNTY--
APPOINTMENT AND ELECTION-- DIVISION. --

A. The office of magistrate in Sierra magistrate
division 2 shall be filled by appointment by the governor.

underscored material = new
[bracketed material] = del ete

underscored material = new
[bracketed material] = delete

1 The appointed magistrate shall begin serving on July 1, 1999
2 and shall serve until succeeded by a magistrate elected
3 pursuant to the provisions of Subsection B of this section.

4 B. The first full term of the office of magistrate
5 in Sierra magistrate division 2 shall be filled by election at
6 the general election in 2000, and that term of office shall
7 begin on January 1, 2001.

8 Section 3. APPROPRIATION. -- Seventy-five thousand dollars
9 (\$75,000) is appropriated from the general fund to the
10 administrative office of the courts for expenditure in fiscal
11 year 2000 for the purpose of providing a salary, benefits,
12 travel, furniture, supplies and office costs for one new
13 magistrate judge in Sierra magistrate district division 2.
14 Any unexpended or unencumbered balance remaining at the end of
15 fiscal year 2000 shall revert to the general fund.

16 Section 4. EFFECTIVE DATE. -- The effective date of the
17 provisions of this act is July 1, 1999.